

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE**

In re:	)	
	)	Chapter
Debtor.	)	Case No. (    )
	)	
	)	Adversary Proceeding
v.	)	No. (    )
	)	
	)	
Defendant(s).	)	
	)	

**SCHEDULING ORDER**

In order to promote the efficient and expeditious disposition of adversary proceedings, the following schedule shall apply to each of the above-captioned adversary proceedings.

Pursuant to the Initial Pretrial Conference held on \_\_\_\_\_, 2004,

**IT IS HEREBY ORDERED** that:

1. Any extension of time to file a responsive pleading is not effective unless approved by Order of the Court. Any motion for extension of time to file a responsive pleading or stipulated order for such an extension must be filed with the Court no later than ten (10) days before the Initial Pretrial Conference in the adversary proceeding.
2. The discovery planning conference described in Fed. R. Civ. P. 26(f), made applicable by Fed. R. Bankr. P. 7026, shall take place no later than thirty (30) days after the first answer or other responsive pleading is filed, or sixty (60) days after the adversary proceeding is commenced, whichever is earlier.

3. The parties shall provide the initial disclosures under Fed. R. Civ. P. 26 (a)(1) no later than fourteen (14) days after the discovery planning conference. Any extension of the deadline to provide initial disclosures must be by Order of the Court and will only be granted for good cause shown.
4. All fact discovery shall be completed no later than \_\_\_\_\_ days after the date that a first answer or other responsive pleading is filed.
5. All expert discovery shall be completed, and discovery shall close, no later than \_\_\_\_\_ days after the first answer or other responsive pleading is filed.
6. Pursuant to the General Order Regarding Procedures in Adversary Proceedings entered by the Honorable Mary F. Walrath on April 7, 2004, no later than ninety (90) days after an answer or other responsive pleading to the complaint is filed, the parties shall file a Stipulation Regarding Appointment of a Mediator or a statement that the parties cannot agree on a mediator and a request that the Court select and appoint a mediator to the proceeding.
7. Within sixty (60) days after the entry of an Order Assigning the Adversary Proceeding to Mediation, the mediator shall either (a) file the mediator's certificate of completion, or, (b) if the mediation is not concluded, file a status report that provides the projected schedule for completion of the mediation.
8. All dispositive motions shall be filed and served no later than fifteen (15) days after the close of discovery and shall be subject to Rule 7.1.2 of the Local Rules of Civil Practice and Procedure of the United States District Court for the District of Delaware.

9. The parties shall comply with the General Order Governing Pretrial Procedures in Adversary Proceedings Set for Trial Before Judge Paul B. Lindsey. The parties shall file, no later than ten (10) days prior to the date set for Trial, their Joint Pretrial Memorandum approved by all counsel and shall contemporaneously deliver two (2) copies thereof to Judge Lindsey's chambers.
10. The adversary proceeding shall be set for trial ninety (90) days after the entry of the Order Assigning the Adversary Proceeding to Mediation, or as soon thereafter as the Court's calendar permits. Concurrently with the filing of the Order Assigning the Adversary Proceeding to Mediation, the Plaintiff shall obtain a trial date and time certain from the Court and shall immediately notify the Defendant of this date and time.
11. The Plaintiff shall file a report every forty-five (45) days after the Initial Pretrial Conference setting out the status of each of the above-captioned adversary proceedings and shall contemporaneously deliver a copy of the report to Chambers.
12. Deadlines contained in this Scheduling Order may be extended only by the Court and only upon written motion and for good cause shown.
13. The Plaintiff shall serve this Scheduling Order on each Defendant within five (5) business days after the entry of this Order.

Dated: \_\_\_\_\_, 2004  
Wilmington, DE

---

PAUL B. LINDSEY  
United States Bankruptcy Judge